

REMARKS

Status of the Claims

Claims 1-36 are currently pending. No amendments have been made.

Restriction Requirement

The Examiner has required restriction between the following two groups:

Group I, claims 1-29 and 32-34, drawn to a process for amplifying a nucleic acid of a target cell or virus; and

Group II, claims 30-31 and 35-36, drawn to a kit comprising a magnetic microbead.

Applicant hereby provisionally elects, without traverse, **Group I (claims 1-29 and 32-34)** for continued examination.

Applicant expressly reserves the right under 35 U.S.C. § 121 to file a divisional application directed to the nonelected subject matter during the pendency of this application, or an application claiming priority from this application.

CONCLUSION

If it is determined that a telephone conference would expedite the prosecution of this application, the Examiner is invited to telephone the undersigned at the number given below.

In the unlikely event that the transmittal form is separated from this document and the Patent Office determines that an extension and/or other relief is required, Applicant petitions for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 03-1952 referencing docket No 514572000700. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: January 11, 2008

Respectfully submitted,

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